

MEDIATED SETTLEMENT AGREEMENT

THIS SETTLEMENT has been entered into between

CHAPEL HILL HOUSING, LLC

PLAINTIFF(S) and

TOWN OF CHAPEL HILL, NC

DEFENDANT(S) as a result of a mediated settlement conference completed upon the date subscribed below. PLAINTIFF(S) and DEFENDANT(S) agree as follows:

1. DEFENDANT(S), _____ will pay the PLAINTIFF(S) the sum of ONE HUNDRED SEVENTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS \$ 177,500.00 on or before 11 / 30 / 2018 by check payable to PLAINTIFF and Plaintiff's attorney.
2. PLAINTIFF(S) and DEFENDANT(S) agree that the proceeds of the check will not be disbursed by Plaintiff's attorney until such time as a release and dismissal with prejudice, or consent judgment, have been executed and the dismissal or consent judgment filed with the appropriate court, and the release and filed copies of the dismissal or consent judgment forwarded to Defendant's attorney.
3. Any and all claims which PLAINTIFF(S) and DEFENDANT(S) may have against one another, described in the litigation pending in THE U.S. DISTRICT COURT, MDNC County ~~Superior~~ Court, case number 1:18-cv-00254-TDS-JEP will, after distribution of funds and execution, filing and delivery of the appropriate release and dismissal with prejudice or consent judgment, be settled and discharged completely. This agreement binds and benefits the parties and their successors.
4. The parties shall be separately responsible for their own attorneys' fees and the costs of the case.
5. THIS AGREEMENT IS CONDITIONED UPON APPROVAL BY THE CHAPEL HILL TOWN COUNCIL
6. PLAINTIFF(S) AND DEFENDANT(S) ACKNOWLEDGE THAT ALL OF THEIR AGREEMENTS REACHED IN THE MEDIATED SETTLEMENT CONFERENCE, AND EVERY PART OF EVERY AGREEMENT SO REACHED, ARE SET OUT ABOVE. THIS AGREEMENT SETS FORTH ALL MATERIAL TERMS OF THE PARTIES' SETTLEMENT, AND IT MAY BE SPECIFICALLY ENFORCED BY THIS COURT WITHOUT FURTHER DOCUMENTS OR TESTIMONY.

This, the 16th day of OCTOBER, 2018.

[Signature]
Plaintiff

[Signature]
Attorney for Plaintiff

[Signature]
Plaintiff

[Signature]
Attorney for Plaintiff

[Signature]
Defendant

[Signature]
Attorney for Defendant

[Signature]
Defendant

[Signature]
Attorney for Defendant